

For the reasons set out in the preamble, 50 CFR part 622 is proposed to be amended as follows:

PART 622--FISHERIES OF THE CARIBBEAN, GULF OF MEXICO, AND SOUTH ATLANTIC

1. The authority citation for part 622 continues to read as follows:

Authority: 16 U.S.C. 1801 *et seq.*

2. In § 622.384, add paragraph (b)(1)(iv) to read as follows:

§ 622.384 Quotas.

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(b) * * *

(1) * * *

(iv) *Gulf migratory group quota sharing.* (A) As described in the FMP, and as determined annually by the SRD, if for two consecutive fishing years, recreational landings are or are projected to be less than 75 percent of the recreational ACL specified in § 622.388(a)(2) and commercial landings are or are projected to be equal to or greater than 90 percent of the commercial ACL specified in § 622.388(a)(1), then, 10 percent of the stock ACL specified in § 622.388(4) will be shifted to the commercial sector and the AA will file a notification with the Office

- Comment [SS1]:** Preferred Alternative 2g, Action 1
- Comment [SS2]:** for 29, I've used structure as is being used for CMP26.
- Comment [SS3]:** Preferred Alternative Alt 2, Action 1
- Comment [SS4]:** Preferred Alternative 2b, Action 1

of the Federal Register to adjust the king mackerel Gulf migratory group commercial quotas specified in paragraph (b)(1)(i) through (iii) of this section and the commercial and recreational ACLs specified in § 622.388(a)(1)(ii) and (a)(2) for that year.

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3. In § 622.388, revise paragraphs (a)(1)(ii) and (a)(2) and add paragraph (a)(4) to read as follows:

§ 622.388 Annual catch limits (ACLs), annual catch targets (ACTs), and accountability measures.

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(a) * * *

(1) * * *

(ii) The commercial ACL for the Gulf migratory group of king mackerel is 2.95 million lb (1.34 million kg) for the 2016-2017 fishing year, 2.84 million lb (1.29 million kg) for the 2017-2018 fishing year, 2.79 million lb (1.27 million kg) for the 2018-2019 fishing year, and 2.74 million lb (1.24 million kg) for the 2019-2020 and subsequent fishing years. This ACL is further divided into a commercial ACL for vessels fishing with hook-and-line and a commercial ACL for vessels fishing with run-around gillnets. The hook-and-line ACL (which applies to the entire Gulf) is 2,330,500 lb (1,057,097 kg) for 2016-2017

fishing year, 2,243,600 lb (1,017,680 kg) for the 2017-2018 fishing year, 2,204,100 lb (999,763 kg) for the 2018-2019 fishing year, and 2,164,600 lb (981,846 kg) for the 2019-2020 and subsequent fishing years. The run-around gillnet ACL (which applies to the southern zone) is 619,500 lb (281,000 kg) for the 2016-2017 fishing year, 596,400 lb (270,522 kg) for the 2017-2018 fishing year, 585,900 lb (265,760 kg) for the 2018-2019 fishing year, and 575,400 lb (260,997 kg) for 2019-2020 and subsequent fishing years. See § 622.384(b)(1)(iv) regarding possible fishing year adjustments to the commercial ACL.

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(2) *Recreational sector.* If recreational landings, as estimated by the SRD, exceed the applicable recreational ACL as specified in this paragraph and the sum of commercial and recreational landings, as estimated by the SRD, exceeds the stock ACL, as specified in paragraph (a)(4) of this section, then in the following fishing year, the AA will file a notification with the Office of the Federal Register to reduce the length of the recreational fishing season in the following fishing year to ensure recreational landings do not exceed the applicable recreational ACL in the following fishing year. The length of the following fishing year will not be reduced, if based

Comment [SS5]: Action 2, Preferred Alt 3, recreational AMs, postseason AM and trigger in rec ACL and stock ACL.

on the best scientific information available, that a fishing year reduction is unnecessary. The recreational ACL is 6.26 million lb (2.84 million kg) for the 2016-2017 fishing year, 6.04 million lb (2.74 million kg) for the 2017-2018 fishing year, 5.92 million lb (2.69 million kg) for the 2018-2019 fishing year, and 5.81 million lb (2.64 million kg) for the 2019-2020 and subsequent fishing years. See § 622.384(b)(1)(iv) regarding possible fishing year adjustments to the recreational ACL.

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(4) The stock ACL, which is the combined commercial and recreational ACLs, is 9.21 million lb (4.18 million kg) for the 2016-2017 fishing year, 8.88 million lb (4.03 million kg) for the 2017-2018 fishing year, 8.71 million lb (3.95 million kg) for the 2018-2019 fishing year, and 8.55 million lb (3.88 million kg) for the 2019-2020 and subsequent fishing years. See § 622.384(b)(1)(iv) regarding possible fishing year adjustments to the stock ACL.

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Comment [SS6]: The ACLs in this paragraph are using the ACLs from CMP 26, currently in rulemaking.

Comment [SS7]: add (4) to have the stock ACL here for reference for the rec AM . Added the commercial and recreational ACLs as described in CMP 26. Also added this for reference for the quota sharing provisions.

